IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.769 OF 2006

Supriya Sanjeev Kale .. Applicant.
Vs.
Ranjeet Vishwanath Diwadkar & Ors. .. Respondents.

Mr.P.R.Arjunwadkar for the applicant.
Mr.U.V.Nikam A.P.P. for the State.

CORAM : D.B.BHOSALE, J.

DATED : 31ST JULY, 2006

P.C.:

. Heard learned counsel for the applicant and learned A.P.P. for the State.

2. By this application, the applicant is seeking leave to appeal against the order of acquittal of the offence punishable under section 55(3) of Maharashtra Rent Control Act, 1999 under which maximum sentence provided is of three months. The trial Court has acquitted the accused holding that the leave and licence agreement was signed by accused no.2, who had no legal authority to sign the said agreement and hence question of its registration under section 55(3) does not arise. No material was produced on record to show that accused no.2 had authority in law to execute the said agreement. Keeping in view the observations made by the

learned Magistrate and the maximum sentence that can be awarded under section 55(3) of the Maharashtra Rent Control Act, 1999, I am not inclined to interfere with the order impugned in the instant application. The application is, accordingly, rejected.

(D.B.Bhosale, J.)